

Preliminary Classification:

Proposed Class: 16

Subclass: 114R

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

03942 U.S. PTO
10/642904
08/18/03

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Marcus Gerrard Lindsey

For (title): AIR GRIP

1. Type of Application

This application is for a continuation-in-part (C-I-P).

2. Benefit of Prior U.S. Applications (35 U.S.C. §§ 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. applications. Enclosed are
ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR
U.S. APPLICATIONS CLAIMED.

EXPRESS MAILING UNDER 37 C.F.R. § 1.10**(Express Mail label number is mandatory.)**(Express Mail certification is optional)*

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date
08/18/2003 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as
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Date: 08/18/2003

Sanford Astor

Type or print name of person mailing paper

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

3. Papers Enclosed

A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application

6 Page(s) of Specification
3 Page(s) of Claims
6 Sheet(s) of Drawing(s)--Formal

B. Other Papers Enclosed

3 Page(s) of declaration and power of attorney
1 Page(s) of abstract
2 Page(s) of Conditional Petition and Fee for Extension of Time in Parent Case That is to be Abandoned When Filing New Application Claiming Its Benefit

4. Additional Papers Enclosed

Information Disclosure Statement (37 C.F.R. § 1.98)

Form PTO-1449 (PTO/SB/08A and 08B)

5. Declaration or Oath

Enclosed

Executed by: inventor.

6. Inventorship Statement

The inventorship for all the claims in this application is the same.

7. Language

English

8. Fee Calculation (37 C.F.R. § 1.16)

Regular Application

CLAIMS AS FILED									
Number Filed				Number Extra		Rate		Basic Fee 37 C.F.R. § 1.16(a) \$750.00	
Total Claims (37 C.F.R. § 1.16(c))									
21	-	20	=	1	x	\$	18.00	=	\$ 18.00

Independent Claims (37 C.F.R. § 1.16(b))	3	-	3	=	0	x	\$	84.00	=	\$	0.00
Multiple Dependent Claim(s), if any (37 C.F.R. § 1.16(d))							\$	280.00		\$	0.00

Filing Fee Calculation
Small Entity

\$750.00 + 18.00, a total of \$768.00
\$375.00 + 9.00, a total of \$384.00

9. Fee Payment Being Made at This Time

Enclosed Filing Fee - \$384.00

Total Fees Enclosed: \$384.00

10. Method of Payment of Fees

Authorization is hereby made to charge the amount of \$384.00 to Deposit Account No. 022448.
A duplicate of this paper is attached.

11. Authorization to Charge Additional Fees

The Office is hereby authorized to charge, in the manner shown above, the following additional fees that may be required by this paper and during the entire pendency of this application.

37 C.F.R. § 1.16(a), (f) or (g) (filing fees)

37 C.F.R. § 1.16(b), (c) or (d) (presentation of extra claims)

12. Instructions as to Overpayment

Credit Account No. 022448.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.
APPLICATIONS CLAIMED
(37 C.F.R. § 1.78)**

13. Relate Back

Amend the specification by inserting, before the first line following the title, the following sentence:

A. 35 U.S.C. § 119(e)

"This application claims the benefit of U.S. Provisional Application Nos.:

APPLICATION NO.	FILING DATE
60/280,028	03/30/2001"

Language of prior filed provisional application

The above identified prior filed provisional application, namely application 60/280,028, filed 03/30/2001, whose benefit is being claimed was filed in the English language.

B. 35 U.S.C. Sections 120, 121 and 365(c)

"This application is a continuation-in-part of copending US Parent Application number 10/106,303 filed on March 26, 2002."

"The nonprovisional application designated above, namely application 10/106,303, filed March 26, 2002, claims the benefit of U.S. Provisional Application Nos.:

APPLICATION NO.	FILING DATE
60/280,028	03/30/2001"

14. Maintenance of Copendency of Prior Application

A. Extension of Time in Prior Application

A petition, fee and response extends the term in the pending **prior** application until this application has been filed.

A **copy** of the petition filed in prior application is attached.

15. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed

- (a) This application discloses and claims additional disclosure and a new declaration or oath is being filed. With respect to the prior application, the inventor in this application is the same.

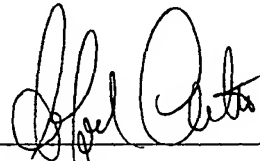
16. Abandonment of Prior Application

Please abandon the prior application at a time while the prior application is pending, or when the petition for extension of time or to revive in that application is granted, and when this application is granted a filing date, so as to make this application copending with said prior application.

17. NOTIFICATION IN PARENT APPLICATION OF THIS FILING

A notification of the filing of this continuation-in-part is being filed in the parent application, from which this application claims priority under 35 U.S.C. § 120.

Date: 08/18/2003



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310-209-4400

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Marcus Gerrard Lindsey

Application No.: 10/106,303
Filed: March 26, 2002
For: AIR GRIP

Group No.: 3711
Examiner: BLAU, STEPHEN

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CONDITIONAL PETITION AND FEE FOR EXTENSION OF TIME
IN PARENT CASE THAT IS TO BE ABANDONED
WHEN FILING NEW APPLICATION CLAIMING ITS BENEFIT

1. This conditional petition is being filed along with the separately filed continuation-in-part (CI-P) application and provides for the possibility that applicant has inadvertently overlooked the need or a petition and fee for extension of time.

A copy of this petition is being filed with the papers constituting the filing of the separately filed application.

If any extension of time for the accompanying response is required, applicant requests that this be considered a petition therefor.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature

Date: 08/18/2003

Sanford Astor
(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

2. Status

This application is on behalf of a small entity.

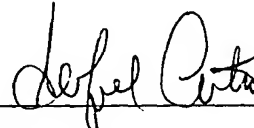
The statement is already filed in parent application. This status is still proper and its benefit under 37 CFR 1.28(a) is hereby claimed.

3. Authorization for payment of fees

The Commissioner is authorized to charge any fees under 37 C.F.R. § 1.17 (a) to (d) that may be required by this Conditional Petition to Deposit Account No. 022448.

A duplicate of this Conditional Petition is attached.

Date: 8/18/2003



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